

XVIII. Use of Physical Restraint:

A) Physical restraint of any juvenile appearing in any court proceeding shall occur only as follows:

i) Upon the request of any party (as defined in Juv. R. 2(Y)), any staff member of the Lake County Juvenile Court including the Hearing Officer, or any law enforcement officer, the Court shall conduct a hearing prior to or at the commencement of the scheduled proceeding, to determine whether or not the use of physical restraints is necessary during the Juvenile's hearing.

a. During the Physical Restraint Hearing, the Court shall determine the following:

i. Whether or not the Juvenile represents a current and significant threat to the safety of other persons in the courtroom.

ii. Whether or not there a significant risk that the child will flee the courtroom.

iii. Whether or not there is a least restrictive alternative to the use of physical restraints.

B) If the Court determines the utilization of physical restraints is necessary during the Juvenile's court appearance, the court shall determine whether leg restraints only, wrist restraints only, or both, are necessary to reduce the risk to persons or flight.

C) This rule applies only to court appearances. The transportation of juveniles from the detention facility to the courtroom or from the courtroom to the detention facility is not affected by this rule.